

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 1850 OF 2005

Shri Sanjay Namdeo Tambe ..Applicant.

V/s.

The State of Maharashtra ..Respondent.

Shri S.P. Thorat for the Applicant.

Shri K.V. Saste, APP for the Respondent -State.

CORAM : A.M.KHANWILKAR, J.

DATED : MARCH 21, 2005

PC :-

. Heard counsel for the parties.

. It is obvious that no enquiry has been made with reference to the stand taken by the applicant that Ashtavinayak Seva Bhavi Sanstha at Nigdi, Pune is different and independent entity than the Ashtavinayak Seva Bhavi Sanstha at village Takli, Khandeshwar, Tal. Karjat Dist. Ahmednagar, of which the applicant is an office bearer. If it is so, the appropriate course, to my mind, is to dispose of this application by directing the investigating officer to give 72 hours advance notice to the applicant in case, he decides to arrest the applicant after collecting necessary

material to establish the above position so as to indicate complicity of the applicant in the commission of the offence in question. Till such time, the applicant shall co-operate for the purpose of investigation in all respects as and when called upon.

. Ordered accordingly.

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